

Appl. No. 09/768,130  
Amdt. Dated October 25, 2004  
Reply to Office Action of August 23, 2004

Attorney Docket No. 81942.0008  
Customer No.: 26021

### Remarks/Arguments

Reconsideration of this application is requested.

#### ***Claim Status***

Claims 1-7 were originally pending in this application. Claim 5 is amended. Claims 1-4 and 6-7 are cancelled, without prejudice. Claim 8 is added. Hence, after entry of this amendment, Claims 5 and 8 are pending.

#### ***Claim Rejections – 35 USC 101***

Claim 7 is rejected under 35 USC §101 because the claimed invention is directed to non-statutory subject matter. This rejection is moot in view of cancellation of this claim.

#### ***Claim Objection***

Claim 3 is objected to for informalities. This objection is moot in view of cancellation of this claim.

#### ***Claim Rejections – 35 USC 112***

Claim 2 is rejected under 35 USC §112, second paragraph, as being indefinite for failing to particularly point out and distinctly claim the subject matter which the applicant regards as the invention. This rejection is moot in view of cancellation of this claim.

#### ***Claim Rejections – 35 USC 102(e)***

Claims 1-4 and 6-7 are rejected under 35 USC §102(e) as being anticipated by Iwamura (USPN 5,966,449). This rejection is moot in view of cancellation of these claims.

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### ***Allowable Subject Matter***

Claim 5 is objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all the limitations of the base claim and any intervening claims. In response, Claim 5 is amended to include the limitations of base Claim 4 and is thus in form for allowance. The objection of Claim 5 is moot in view of the amendment presented herein.

### ***New Claim***

New Claim 8 is added to further highlight the patentable subject matter of Claim 5. Consideration of this new claim is requested.

### ***Conclusion***

This application is now believed to be in form for allowance. The examiner is invited to telephone the undersigned to resolve any issues that remain after entry of this amendment. Any fees due with this response may be charged to our Deposit Account No. 50-1314.

Respectfully submitted,  
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